

RECORDING REQUESTED BY:

County of San Luis Obispo

AND WHEN RECORDED MAIL TO:

County Clerk
County of San Luis Obispo
County Government Center
San Luis Obispo, CA 93408

Assessor's Parcel Numbers: 019-171-021, 019-171-022, 019-171-023 and 019-171-038 (portion)

AMENDMENT NO. 1 TO LAND CONSERVATION CONTRACT

THIS AMENDMENT No. 1 is made and entered into this _____ day of _____ 20____, by and between ANDERSON & MIDDLETON LOGGING COMPANY, a Washington corporation, hereinafter referred to as "Owner", and the COUNTY OF SAN LUIS OBISPO, a political subdivision of the State of California, hereinafter referred to as "County".

WITNESSETH:

WHEREAS, on July 19, 1971, the Board of Supervisors duly adopted Resolution No. 71-319 whereby it duly established an agricultural preserve in the County of San Luis Obispo entitled "Shandon Agricultural Preserve No. 1"; and

WHEREAS, on January 24, 1972, Owner or his predecessor in interest entered into a Land Conservation Contract with the County for the real property included within said agricultural preserve, which said Land Conservation Contract (sometimes hereinafter referred to as the "Original Contract") was duly approved by the Board of Supervisors and recorded on January 28, 1972, as Document No. 2822 in Book 1650, at Pages 638 through 656, inclusive, of the Official

Records in the office of the County Recorder of the County of San Luis Obispo;
and

WHEREAS, on August 25, 2015, the Board of Supervisors duly adopted Resolution No. 2015-225 expanding the real property included within said agricultural preserve as delineated in Exhibit A attached hereto and incorporated by reference herein as though set forth in full; and

WHEREAS, Owner desires to amend the Original Contract with County by adding the real property described in Exhibit B attached hereto and incorporated by reference herein as though set forth in full to the land already under contract under said Land Conservation Contract; and

WHEREAS, Owner has supplied County with a current title company Lot Book Guarantee or Preliminary Title Report listing all trust deed beneficiaries and mortgagees, if any, under prior recorded deeds of trust and mortgages on the real property to be added to the Original Contract; and

WHEREAS, the Board of Supervisors finds that the property subject to contract should be increased by adding thereto the real property which is described in Exhibit B in this Amendment No. 1, and that such addition of said real property is consistent with the County's General Plan, the California Land Conservation Act of 1965, and the Rules of Procedure to Implement the California Land Conservation Act of 1965 in San Luis Obispo County.

NOW, THEREFORE, in consideration of the mutual promises, covenants and conditions herein contained and the substantial public benefits to be derived therefrom, the parties hereto do hereby amend the Original Contract as follows:

1. Amend Exhibit A of the Original Contract to add thereto the real property situated in the County of San Luis Obispo, State of California, more particularly described in Exhibits B and C to this Amendment No. 1.

2. Except as amended herein, all provisions of the Original Contract as amended shall remain in full force and effect.

3. This amendment sets forth the full and entire understanding of the parties regarding the matter set forth herein, and any other prior or existing understandings or agreements by the parties, whether formal or informal, regarding any of said matters are hereby superseded or terminated in their entirety.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 as of the day and year first above written.

COUNTY OF SAN LUIS OBISPO

By: _____
Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGAL EFFECT:

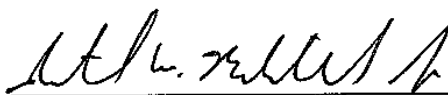
RITA L. NEAL
County Counsel

By: 
Deputy County Counsel

Dated: 1.21.14

OWNER

ANDERSON & MIDDLETON LOGGING
COMPANY, a Washington corporation


By: Richard W. Middleton, Jr. CEO of
Sole Shareholder, Anderson & Middleton
Co.

[NOTE: This Amendment will be recorded. All signatures to this agreement must
be acknowledged by a notary.]

Anderson-Middleton_AGP2014-00005_Ctr.wpd

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF WASHINGTON)
COUNTY OF Thurston) ss.

On December 17, 2015, before me, Richard W.
a notary public, personally appeared
Middleton Jr. who proved to me on the basis of
satisfactory evidence to be the person(s) whose name(s) is/are subscribed
to the within instrument and acknowledged to me that he/she/they
executed the same in his/her/their authorized capacity(ies), and that by
his/her/their signature(s) on the instrument the person(s), or the entity
upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of
California that the foregoing is true and correct.

Witness my hand and official seal.

Kira P. Faught (Seal)
Signature of Notary Public

(This area for official notarial seal)



ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN LUIS OBISPO)

On _____, before me, _____, Deputy County Clerk-Recorder, County of San Luis Obispo, State of California, personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

TOMMY GONG, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: _____
Deputy County Clerk-Recorder

[SEAL]

EXHIBIT B

Legal Description

All that portion of the Northwest Quarter of Section 26, Township 26 South, Range 14 East, Mount Diablo Base and Meridian, in the County of San Luis Obispo, State of California, lying westerly of the following described line;

Commencing at the Northwest corner of said Section 26; thence easterly, along the North line of said Section 26, South 89°42'39" East, a distance of 866.67 feet to the True Point of Beginning;

Thence leaving said North line of said Section 26, South 20°26'07" West, a distance of 356.25 feet;

Thence South 41°22'43" East, a distance of 158.20 feet;

Thence South 23°08'12" West, a distance of 223.05 feet;

Thence South 82°43'44" West, a distance of 398.76 feet;

Thence South 11°07'54" East, a distance of 61.56 feet;

Thence South 55°27'51" East, a distance of 148.99 feet;

Thence South 20°16'39" East, a distance of 177.45 feet;

Thence South 80°14'39" West, a distance of 568.49 feet to the West line of said Section 26, from which the Point of Commencement bears North 00°01'32" East, a distance of 1120.14 feet.

END OF DESCRIPTION



11-05-15

EXHIBIT C

Map

